

**State of California
California Regional Water Quality Control Board
Santa Ana Region
Minutes of November 1, 2013 Board Meeting
Irvine Ranch Water District
15600 Sand Canyon Avenue
Irvine, CA 92618**

ITEM: 4

1. Chair Beswick called the meeting to order at 9:05 A.M. Ms. Beswick introduced and welcomed the newest Board Member, recently appointed by the Governor, William von Blasingame.

Board Members Present

Board Members Absent

Carole H. Beswick, Chair
William Ruh, Vice Chair
Fred Ameri
Susan Longville
William von Blasingame

Linda Ackerman
Tom Rivera

Staff Members Present

Kurt V. Berchtold, Executive Officer
David Rice, Regional Board Counsel
Lori Okun, Assistant Chief Counsel, State Board
Michael J. Adackapara, Supervising Water Resource Control Engineer
Hope Smythe, Environmental Program Manager
Stephen Mayville, Chief of Enforcement and Dairy Units
Mark E. Smythe, Chief of Planning - Coastal
Felipa Carrillo, Executive Assistant
Kevin Heinemann, Staff Information Systems Analyst

Public In Attendance

Todd Corbin, Jurupa CSD
Garry Brown, OC Coastkeeper
Colin Kelly, OC Coastkeeper
Roxanne Puntree, EMWD
Mike Wehner, OCWD
Mark Baker, Contech
Rebecca Franklin, SBMWD
Richard Boon, County of Orange

Marsha Westropp, OCWD
Al Javier, EMWD
Ed Filadelfia, Riverside WQCP
Bryant Alvarado, Larry Walker Associates
Chris Crompton, County of Orange
Don Lee, Tetra Tech
Mary Anne Skorpanich, County of Orange
Celeste Cantu, SAWPA

2. Public Forum

Celeste Cantu, SAWPA, recounted some of Chair Beswick's major accomplishments as the Board chair and presented her with a plaque recognizing her contributions to the Board.

Mike Wehner, OCWD, also presented Chair Beswick with a plaque and pointed out some of her accomplishments as the Board Chair.

Colin Kelly, OC Coastkeeper, also praised Chair Beswick's work as the Board Chair. He also introduced a few law students that were in attendance at the Board meeting and he indicated that the students would be helping him with water quality-related issues.

Ms. Beswick said she felt proud and fortunate to have worked with Water Board staff. She thanked everyone for their participation and hard work through the years, in coming up with solutions to challenging water quality problems.

3. State Water Resources Control Board (SWRCB) Liaison Report

Dorene "DeeDee" D'Adamo, SWRCB Liaison, said she was grateful for what OC Coastkeeper is doing with the law students.

Ms. D'Adamo congratulated Ms. Beswick and said that the Chair at SWRCB appreciates Ms. Beswick's hard work and leadership and that she has served as a model to other regions.

Ms. D'Adamo welcomed the newest Board Member, Mr. von Blasingame. Ms. D'Adamo said that Mr. von Blasingame and Ms. Longville had attended the WQCC meeting in Sacramento last week. She indicated that the ex-parte communication legislation was discussed, along with issues and the challenges each region is facing. She also said there were several presentations on how to do a better job in reaching out to vulnerable and disadvantaged communities. She believes more should be done in that regard.

Ms. D'Adamo stated that CalEPA presented CalEnviroScreen - a screening methodology that can be used to help identify California's more vulnerable communities that are most impacted by pollution. She stated that the groundwater workplan was released in October. The State Board is trying to have a better understanding of the local and regional resources to address the groundwater problems. They want to find out what is missing by looking for insights from the community and do whatever is possible at the local level to protect groundwater.

Ms. D'Adamo said there was one key issue discussed at their October 8th workshop, and that was the Los Angeles MS4 permit. The discussion was about the receiving water limits to determine how much flexibility could be afforded in the permit language.

4. Approval of the Minutes of the Regular Board Meeting of September 13, 2013.

Motion: It was moved by Board Member Ruh, seconded by Board Member Ameri, and unanimously carried to approve the Minutes of the September 13, 2013 Board Meeting, as presented.

5. Consent Calendar

It was noted that items *7, *9 and *10 had been postponed to December 6, 2013.

*7. *Appeal of Staff's Denial of an Exemption from the Minimum Lot Size Requirement - Jose Uribe*

*9. *Renewal of Waste Discharge Requirements and National Pollutant Discharge Elimination Permit (NPDES No. CA0105295) for City of Rialto Municipal Wastewater Treatment Plant - Order No. R8-2013-0034.*

*10. *Renewal of General Waste Discharge Requirements and National Pollutant Discharge Elimination Permit (NPDES No. CAG648001) for Discharges to Surface Waters of Processed Wastewater Associated with Certain Wellhead Treatment Systems - Order No. R8-2013-0031.*

*6. *Appeal of Staff's Denial of an Exemption from the Minimum Lot Size Requirement - Feroze Ahmed.*

*8. *Renewal of Waste Discharge Requirements and National Pollutant Discharge Elimination Permit (NPDES No. CA0105350) for City of Riverside - Department of Public Works, Riverside Regional Water Quality Control Plant - Order No. R8-2013-0016 with errata.*

*11. Renewal of Waste Discharge Requirements for Riverside County Waste Management Department, Lamb Canyon Landfill - Order No. R8-2013-0003.

Motion: It was moved by Board Member Ruh, seconded by Board Member Longville, and unanimously carried to adopt Orders No. R8-2013-0016 with errata, R8-2013-0003, and approve the exemption from the minimum lot size requirements requested by Feroze Ahmed, as presented.

After casting her vote, Board Member Longville made a comment in regards to item *6. She stated that she could not help but think about the recent WQCC meeting she just attended where they talked about environmental justice communities, and areas like the one mentioned in item *6. She also mentioned that SAWPA has an excellent refined map on their website on OWOW 2.0, which shows where our environmental justice communities are. She recommended people look at it.

12. Status Report on Septic System Prohibition in Quail Valley.

Stephen D. Mayville, Chief of Enforcement and Dairy Section, presented an update to the Regional Board on the status of the Basin Plan Amendment adopted in 2006 that imposed a prohibition on new septic system installations in the Quail Valley area.

Mr. Mayville recapped for the Board that the conditions of failing septic systems in subareas 4 and 9 were occurring at an alarming rate during the heavy storm events during the winter rains of 2004 and 2005. Sampling of surface runoff by both Riverside County Health and Regional Board staff confirmed that indicator bacteria levels were consistent with septic system effluent.

He explained that surface runoff from Quail Valley drains into Canyon Lake, which is identified as being impacted by nutrients and bacteria, and therefore included as a 303(d) listed water body. Canyon Lake is also a drinking water source and measures to control the inputs of nutrients and bacteria to the Lake are critical to protect this water body.

Mr. Mayville informed the Board that some progress had been made to get a municipal sewer system constructed in Quail Valley. Eastern Municipal Water District (Eastern) had secured limited funds, and had reasonable expectations of receiving the remaining funds, needed to install a sewer system in subarea 9. Al Javier with Eastern told the Board that a sewer system for subarea 9 should be constructed within the next 5 years. However, Mr. Mayville explained, the adopted Prohibition conditioned that if sewers were not on a schedule to be constructed by 2012, then new septic systems could not be installed outside of subareas 4 and 9 unless the design of a sewer for both subareas 4 and 9 had been completed.

Ever since the adoption of the Prohibition, staff has received numerous requests from citizens living or owning property in Quail Valley to determine if they could be exempted from the Prohibition. Mr. Mayville stated that if the Board wanted to modify the Prohibition to allow installation of new septic systems outside of subareas 4 and 9, the Basin Plan would need to be amended. Such an action would likely take a year to complete considering amending the Basin Plan would require conforming to the California Environmental Quality Act provisions prior to Board consideration, along with the necessary approvals by both the State Water Resources Control Board and the Office of Administrative Law.

Staff recommended that the Board take no action to modify the Prohibition, and that staff would report to the Board in 12 months on progress to get a municipal sewer system built in subareas 4 and 9.

Speakers:

Al Javier with Eastern Municipal Water District.

Executive Officer Kurt Berchtold, added that the smaller lots are the disadvantaged, low income areas, and that they are recognized as environmental justice communities.

13. Orange County MS4 Permit Update

Kurt Berchtold, Executive Officer, briefly introduced this item. He indicated that the Orange County MS4 Permit would expire in April 2014, and that the County of Orange had submitted its report of waste discharge for permit renewal. This will be something that will take up a lot of attention next year, along with workshops and eventually adoption of a new permit.

Richard Boon, County of Orange, OC Watersheds, offered an informational presentation on the accomplishments they have had during the last four years and the progress of the Orange County Storm Water Program. Mr. Boon indicated they have been regulating discharges of urban runoff and storm water since 1990. Mr. Boon spoke about controlling pollutant sources, managing imperviousness, land development, regional & watershed planning, and outlined the goals of the program during the next permit term. Mr. Boon's presentation included information regarding bacteria, nutrients, toxicity and pesticides. He also spoke about the Newport Bay improvements, construction sites, activity at commercial and industrial sites, public education on storm water, public outreach about water quality protection in residential areas, outreach to schools, partnerships for program development, and Orange County's response to BMP implementation. In conclusion, he stated that the program is having a very positive impact, and that the condition of the surface water environment in Orange County is responding in positive ways to BMP implementation and would like to continue many of the current programs. He asked the Board to support the recommendation in their report of waste discharge. They want the opportunity to pilot some new technology and ultimately create a regional approach for integrated water resource management.

Questions and comments:

Garry Brown, Orange County Coastkeeper, stressed the importance of the ocean-based economy of coastal cities and how critical it is to protect the water resources. He stated that the money to protect the environment is there and it is not a question of jobs versus the environment.

Mary Ann Skorpanich, County of Orange, answered a question regarding their stormwater program and offered to do a presentation in the near future. She also said she appreciated Chair Beswick's leadership.

14. Board Meeting Dates and Locations for 2014

Regional Board Members were asked to take a look at the proposed dates and contact Kurt if there were any conflicts.

15. Regional Board Member and Executive Officer Communications

On behalf of the Regional Board, Vice-Chair Ruh presented Chair Beswick with a Resolution of Appreciation for her fourteen years of dedicated service to this Region and the State of California and for her commitment to the Santa Ana watershed. Resolution No. R8-2013-0062

Chair Beswick expressed her sincere appreciation for working with Regional Board staff.

Executive Officer Kurt Berchtold said that at the WQCC, there was a handout about the 2012 accomplishments report for the Waterboards. He said that the State Board is in the process of putting together the 2013 Accomplishments and the 2014 Priorities. He also stated that the

Region's 2014 Priorities will be scheduled for a discussion at the December 6, 2013 Board meeting.

Board Member Longville shared her experience at the WQCC meeting, and the meeting with staff at the Governor's office. She said the Governor's office welcomes any regulatory or legislative ideas from either individual Board Members or the entire Board. She said there was a great presentation by Dr. Sommerville, UC San Diego. Dr. Sommerville summarized the twelve points of climate change from the latest research. She also said that in regards to environmental justice, the State Board would really like to see the Regional Boards expand their environmental justice participation through staff and also through partnerships that can be developed since resources are limited. We should try to get environmental justice into our workplans and incorporate it in our plans and policies.

Board Member Longville said it was a valuable three days at the WQCC. She added that the California Stormwater Quality Association (CASQA) invited the Board to participate in an upcoming workshop on November 14. CASQA is really looking at the role regional agencies can play to integrate stormwater programs. She indicated that CASQA is partnering with Southern Australia to share latest technological advances and research findings.

Board Member von Blasingame also shared his experience at the WQCC meeting. He said he was very impressed with the quality and the commitment from all the regional boards and the representatives from the State. He thought it was very well organized with the series of speakers, very professional, very well prepared - a lot of good information. He is very pleased and looks forward to working with the Board members.

16. Closed Session

No closed session was required.

17. Adjournment

The meeting was adjourned at 11:10 A.M. to the regular Board meeting of December 6, 2013, 9:00 A.M., at the City of Loma Linda, Council Chambers, 25541 Barton Road, Loma Linda, CA 92354.

Respectfully submitted:

KURT V. BERCHTOLD
Executive Officer

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